IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Shahabuddin, et al.

Serial No.: 09/772,246

Filing Date: January 29, 2001

Group Art Unit: 2151

Examiner: Kennedy, Lesa M.

For:

SYSTEM FOR OPTIMAL RESOURCE ALLOCATION AND PLANNING FOR

HOSTING COMPUTING SERVICES

Commissioner of Patents P.O. BOX 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Under the provisions of 37 CFR §1.97 through §1.99 and pursuant to applicants' duty of disclosure under 37 CFR §1.56, applicant respectfully brings the following documents, listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

Each item contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

The Commissioner is hereby authorized to charge the \$180.00 Information Disclosure Statement fee, any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 09-0441.

Respectfully submitted,

Mohammad S. Rahman, Esq.

ulmos Rhim

Registration No. 43,029

Date: 2-16-05
McGinn & Gibb, PLLC
2568-A Riva Road, Suite 304
Annapolis, Maryland 21401

(301) 261-8625

Customer No. 29154



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

				_
Sheet	1	of	2	

Complete if Known					
Application Number 09/772,246					
Filing Date	January 29, 2001				
First Named Inventor	Shahabuddin, et al.				
Group Art Unit	2151				
Examiner Name	Kennedy, Lesa M.				
Attorney Docket Number	JP920000370US1	J			

U.S. PATENT DOCUMENTS								
Examiner Cite Initials* No.1		U.S. Patent Document Number Kind Code ² (if known)		Name of Patentee or Applicant/Inventor of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		

FOREIGN PATENT DOCUMENTS									
			Foreign Patent Nun		5 Country	Date of Publication	Pages, Columns, Lines, Where Relevant Passages or		
Examiner Initials*	Cite No.1	Office ³	Number	Kind Code ⁵ (if known)	Country	MM-DD-YYYY	Relevant Figures Appear	T ⁶	
			JP 03-099355		Japan	04/24/1991			
			JP 05-113911		Japan	05/07/1993			
			JP 06-259389		Japan	09/16/1994			
			JP 2001-222438		Japan	08/17/2001			
					_				

Examiner	Date
Signature	Considered

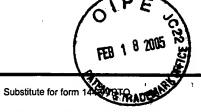
^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Complete if Known

09/772,246

January 29, 2001



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

TAT	EMENT BY	AP	PLICANT	First Named Inventor	Shahabuddin, et al.
				Group Art Unit	2151
	(use as many sheets	as n	ecessary) ·	Examiner Name	Kennedy, Lesa M.
Sheet	2		2	Attorney Docket Number	JP920000370US1

Application Number

Filing Date

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²			
		CS-ND-2001-79-6, Nikkei Internet Technology 2001.1, Nikkei Business Publications, Inc., December 22, 2000, 2 pages				
		CS-NH-2002-2-2, Application Service Provider, mySAP.com, March 1, 2000, 3 pages				
		CS-ND -2220-1395-8, Solaris, SunWorld, Vol. 10, No. 10, October 1, 2000				
<u></u>						
		•				

Examiner	Date	
Signature	Considered	

^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

Docket No. JP920000370US1

In Re Application Of: Shahabuddin, et

Application No. 09/772,246

Filing Date

January 29, 2001

áminer

Kennedy, Lesa M.

Customer No. Group Art Unit | Confirmation No.

29154

2151

9220

Invention: SYSTEM FOR OPTIMAL RESOURCE ALLOCATION AND PLANNING FOR HOSTING

COMPUTING SERVICES

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

 No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

who S. Rham

Signature

Dated: February 16, 2005

Mohammad S. Rahman, Esq. Registration No. 43,029 McGinn & Gibb, PLLC 2568-A Riva Road, Suite 304 Annapolis, MD 21401 (301) 261-8625

Certificate of Mailing by First Class Mail

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

February 16, 2005

Signature of Person Mailing Correspondence

Mohammad S. Rahman

Typed or Printed Name of Person Mailing Correspondence